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*Attorneys for Defendant*

*Bordentown Driver Training School, LLC*

*d/b/a Smith & Solomon*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

KENNETH FRILANDO,

Plaintiff,

v.

BORDENTOWN DRIVER TRAINING  
SCHOOL, LLC d/b/a SMITH & SOLOMON,

Defendants.

Civil Action No. 2:15-cv-02917

***Electronically Filed***

Motion Date: February 21, 2017

**DEFENDANT BORDENTOWN DRIVER TRAINING SCHOOL, LLC'S NOTICE OF  
MOTION AND MOTION FOR SUMMARY JUDGMENT AGAINST PLAINTIFF  
KENNETH FRILANDO**

Please take notice that pursuant to Fed. R. Civ. P. 56, Defendant Bordentown Driver Training School, LLC d/b/a Smith & Solomon ("Defendant") respectfully moves this Court for an Order granting summary judgment in its favor and against Plaintiff Kenneth Frilando. In support of this Motion, Defendant attaches a Memorandum and an Appendix of Exhibits with supporting documents thereto setting for the reasons why this Motion should be granted. A Proposed Order granting the requested relief also accompanies this Motion.

Pursuant to this Court's December 5, 2017 Order (dkt. 37), Plaintiff's opposition to this Motion shall be filed by January 18, 2017 and Defendant's reply shall be filed by February 6, 2017.

Respectfully submitted:

**BLANK ROME LLP**

/s/ Janet O. Lee

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Dated: December 9, 2016

*Attorneys for Defendants Smith & Solomon  
School of Tractor Trailer Driving, Inc.*

**CERTIFICATE OF SERVICE**

I certify that on December 9, 2016, I filed Defendant's Notice of Motion, Memorandum of Law, Rule 56.1 Statement of Undisputed Material Facts, and the accompanying Appendix of Exhibits in support of Defendant's Motion for Summary Judgment via this Court's ECF system and thereby served the foregoing documents on all counsel of record.

/s/ Janet O. Lee